# LODI CITY COUNCIL ADJOURNED SPECIAL CITY COUNCIL MEETING CARNEGIE FORUM, 305 WEST PINE STREET TUESDAY, JANUARY 13, 2004

## A. CALL TO ORDER / ROLL CALL

The Adjourned Special City Council meeting of January 13, 2004, was called to order by Mayor Hansen at 5:35 p.m.

Present: Council Members - Beckman, Hitchcock, Howard, Land, and Mayor Hansen

Absent: Council Members - None

Also Present: City Manager Flynn, City Attorney Hays, and City Clerk Blackston

# B. <u>CLOSED SESSION</u>

NOTE: See minutes of the January 13, 2004, Special City Council meeting for related discussion and time of initial adjournment to closed session.

B-1 Public Employee Performance Evaluation/Discipline/Dismissal/Release (Government Code §54957)

Title: City Attorney

Title: Envision Law Group

The Closed Session adjourned at 10:54 p.m.

### C. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

NOTE: Action is also related to January 13, 2004, Special City Council meeting agenda item.

At 10:55 p.m., Mayor Hansen reconvened the Adjourned Special City Council meeting and disclosed the following action.

In regard to Item B-1, on a motion of 32 (NOES: Howard, Land) Council terminated, effective immediately, the contracts between 1) the City of Lodi and Randall A. Hays (City Attorney) and 2) the City of Lodi and Envision Law Group (Resolution No. 2004-13); and will request a continuance before Judge Damrell in United States District Court on January 14, 2004, for the purpose of evaluating the stipulation that the court suggested on January 12, 2004.

Council Member Howard noted that the litigation matter had been heard by various Councils and its Members for many years. Over the last several months there has been an interest to change the strategy, which culminated today with considerable discussion, thought, and different opinions on how to handle the challenges. She felt that Council's decision was not one that best reflected the various thoughts, guidance, and input that were expressed today and over the last several months. She expressed concern that the outcome may result in short-term satisfaction for some and long-term heartache for the City of Lodi.

# D. <u>COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS</u>

None.

### E. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 10:57 p.m.

ATTEST:

Susan J. Blackston City Clerk